

IN THE UNITED STATES DISTRICT COURT FOR THE
DISTRICT OF NEBRASKA

BUNZL PROCESSOR DISTRIBUTION,)	
LLC,)	
)	
Plaintiff,)	8:12CV54
)	
v.)	
)	
BETTCHER INDUSTRIES, INC.,)	ORDER NUNC PRO TUNC
and EXACT MANUFACTURING &)	
MACHINE, INC.,)	
)	
Defendants)	
)	

This matter is before the Court on the joint motion to dismiss (Filing No. [35](#)). The Court finds the motion should be granted. Accordingly,

IT IS ORDERED:

1) Claims I, II and IV of the complaint are dismissed with prejudice.

2) Claim III of the complaint is dismissed without prejudice.

3) Bettcher Industries, Inc.'s counterclaims and cross-claims against Bunzl and Exact are dismissed with prejudice.

4) Each party shall bear its own attorneys' fees and costs.

DATED this 6th day of July, 2012.

BY THE COURT:

/s/ Lyle E. Strom

LYLE E. STROM, Senior Judge
United States District Court